

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

FILED  
U. S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
2013 NOV 14 PM 3:03

KIRK J. LUDLOW,

4:12CV3113

Plaintiff,

v.

VERDICT FORM

BNSF RAILWAY COMPANY,

Defendant.

Please answer the following questions in accordance with the jury instructions and the instructions contained in the form. It is possible that you will answer some but not all questions.

**VERDICT**

**A. Liability**

**Note:** Complete this Part A of the Verdict Form by writing in the name required by your verdict.

**1. Plaintiff's Wrongful Discharge Claim**

On Plaintiff's wrongful discharge claim against Defendant, we find in favor of:

BNSF  
[Plaintiff Kirk Ludlow] or [Defendant BNSF Railway Company]

**2. Plaintiff's NFEPA Claim**

On Plaintiff's NFEPA claim against Defendant, we find in favor of:

KIRK LUDLOW  
[Plaintiff Kirk Ludlow] or [Defendant BNSF Railway Company]

**Kirk J. Ludlow v. BNSF Railway Company, Case No. 4:12CV3113**  
**Page 2 of Verdict Form**

**B. Damages**

**Note:** Complete Part B of the Verdict Form only if you have found in favor of Plaintiff on one or both of his claims. If your finding is in favor of Defendant on both claims leave the spaces below blank and proceed to Execution of Verdict Form.

**1. Lost Wages and Benefits**

We find Plaintiff's damages for loss of wages and benefits through the date of the verdict to be:

\$ 192,850.<sup>00</sup> (stating the amount or, if none, write the word "None").

**2. Future Lost Wages and Benefits**

We find Plaintiff's damages for loss of future wages and benefits, reduced to present value, to be:

\$ 42,519.<sup>00</sup> (stating the amount or, if none, write the word "None").

**3. Other Damages**

We find Plaintiff's other damages, excluding lost wages and benefits, to be:

\$ NONE (stating the amount or, if none, write the word "None").

**Kirk J. Ludlow v. BNSF Railway Company, Case No. 4:12CV3113**  
**Page 3 of Verdict Form**

**EXECUTION OF VERDICT FORM**

**Note:** The Foreperson shall sign and date the verdict form, and such signature shall mean that the verdict was unanimous.

DATED this 14<sup>th</sup> day of NOVEMBER, 2013.

  
\_\_\_\_\_  
**FOREPERSON**